



**ROBERT WEXLER**  
CONGRESS OF THE UNITED STATES  
HOUSE OF REPRESENTATIVES

December 11, 2001

19TH DISTRICT, FLORIDA

Mr. Andrew Foiss  
Asst. Attorney General  
Department of Justice  
Room 1603  
Washington, D.C. 20530

109419  
RECEIVED  
DEPT OF JUSTICE  
2002 JAN 24 1 P 12:51  
EXECUTIVE  
SECRETARIAT

Dear Mr. Foiss:

IN REPLY PLEASE REFER TO  
DOCUMENT NUMBER: 377474 df

The attached letter was recently received in my office and is forwarded to you for your consideration.

I would appreciate your assistance in this matter and I welcome any comments you might be able to provide that would help me in formulating a response to my constituent's inquiry.

Thank you in advance for your attention to my request.

Sincerely,

  
Robert Wexler

RW:df  
Enclosure

Congress of the United States  
House of Representatives  
Washington, D.C. 20515

NOTICE

THE PRIVACY ACT OF 1974 REQUIRES THAT WRITTEN CONSENT BE OBTAINED FROM THE CONSTITUENT BEFORE INFORMATION MAY BE DISCLOSED FROM RECORDS WITH A GOVERNMENTAL AGENCY. SO THAT I MIGHT ACT ON YOUR BEHALF, I WOULD APPRECIATE YOUR SIGNING THE FOLLOWING STATEMENT; AND, IF YOU ARE INQUIRING ON BEHALF OF SOMEONE ELSE, IT IS NECESSARY THAT THEY SIGN THE STATEMENT.

11-29-01

DATE

DEAR CONGRESSMAN WEXLER:

Would you please look into the matter set forth below:

RIS CRIMINAL CONVICTION UNDER FEDERAL LAW LICENSE # W95-06145-  
EVIDENCED 1 COPY FROM FLA DIVISION OF LICENSING AS PER ENCLOSED LETTER

B6

Please Print:

Name: MARVIN R. FOSTER

Address: [REDACTED]

City: ROCKY HATTON FLA

Zip Code: 33433

Phone: [REDACTED]

SS # & C # [REDACTED]

Marvin R. Foster

SIGNATURE



FLORIDA DEPARTMENT OF STATE  
Katherine Harris  
Secretary of State  
DIVISION OF LICENSING

CERTIFIED MAIL/RETURN RECEIPT REQUESTED

October 11, 2001

Marvin R. Foster  
8176 Lorida Terr.  
Boca Raton, Florida 33433

RE: Criminal Convictions under Federal Law and Federal Firearms Disabilities  
License No.: W95-06145

Dear Mr. Foster:

It has very recently come to the attention of the Division of Licensing that your concealed weapon or firearm license, number W95-06145, may have been improperly issued. A review of our files indicates that you were convicted of a crime under federal law. We understand that you received a restoration of your rights from the Florida Office of Executive Clemency as they have so notified the Division. However, you remain subject to a federal firearm disability unless you can submit documentation of a presidential pardon or documentation that the federal Bureau of Alcohol, Tobacco, and Firearms (ATF) granted your application for relief from federal firearms disability in order for you to own or possess a firearm.

You must provide proof of the presidential pardon or documentation from ATF that your federal firearm disability application was granted. The proof or documentation must be received by the Division no later than 30 days from your receipt of this letter. If the proof or documentation is not received within this time frame the Division will file an Administrative Complaint seeking revocation of your license.

Sincerely,

Michele Guy  
Assistant General Counsel

MG/cb

*Lead support office*



14 MAR 2 PM 12:51



R EIV D

7 0 AM '94

FLORIDA DEPARTMENT OF STATE  
Tallahassee, Florida  
Jim Smith  
Secretary of State  
DIVISION OF LICENSING  
Post Office Box 6687  
Tallahassee, Florida 32314-6687

U.S. MARSHAL  
PR 1 NCERT

March 18, 1994

Baron Lundgren  
Post Office Box 1523  
Providence, Rhode Island 02901

RE: NAME: Marvin Robert Foster  
ACIAS: [REDACTED] B6  
SSN: [REDACTED]  
DOB: [REDACTED] SEX: M  
POB: [REDACTED] RACE: W

Dear Sir or Mad m:

The above named individual has applied for a license to carry a concealed weapon or firea pursuant to Section 790.06, Florida Statutes.

Information received from the Criminal History record check performed by the Florida Department of Law Enforcement and the Federal Bureau of Investigation revealed the arrest(s) or charge(s) listed on page two. However, no final disposition was provided. Your assistance in providing this office with the final disposition(s) so that we may determine this individual's eligibility for licensure will be appreciated.

Please research both FELONY and MISDEMEANOR files. In lieu of providing copies of court documents, please write the disposition information on page two next to the charge in question. However, if the case(s) has been sealed or expunged, please send a copy of the court order mandating such action.

A self-addressed envelope has been enclosed for your convenience or you may fax the requested information to (904) 487-7950. If you have any questions regarding this request, please write to the address above or call me at (904) 488-0039.

Sincerely,

Enclosure

Connie Paasch  
Document Control  
Conceded upon Section  
Bureau of License Services

CP/



March 19, 1974  
B31 C44 Karen Lundgren  
1028-12-0016  
Page Two

PE: NAME: LORVIN, Robert Foster  
ALIAS: None  
SSN: [REDACTED] SEX: M  
DOB: [REDACTED] RACE: W  
POB: MA

THE INFORMATION GIVEN BELOW IS STATED EXACTLY AS IT APPEARS ON THE RIA SHEET. ALL AVAILABLE INFORMATION HAS BEEN PROVIDED.

1. Date of Arrest: 10-07-66

Charge: Making False Statement for FHA Loan

Contributor: USH

City/State: Providence, RI

Case: Unknown

Final Disposition: Unknown

Date of Disposition: Unknown

1 year probation, \$3,500 fine

01-19-68

Comments:

Checked w/ James Leavelle, AUSA, D/RI. Mr. Leavelle states that this charge is classified as a felony.

Name of Individual Processing Form

Karen Lundgren telephone # 401-528-5571

David  
L. [REDACTED]  
415



PH 2-51

OFFICE OF  
U.S. MARSHAL  
PROVIDENCE, R.I.

Dear Sir or Madam:

The above named individual has applied for a license to carry a concealed weapon or firearm pursuant to Section 790.06, Florida Statutes.

Information received from the Criminal History record check performed by the Florida Department of Law Enforcement and the Federal Bureau of Investigation revealed the arrest(s) or charge(s) listed on page two. However, the final disposition was not provided. Your assistance in providing this office with the final disposition(s) so that we may determine this individual's eligibility for licensure will be appreciated.

Please research both FSLCHY and MIBEXMAN files. In lieu of providing copies of court documents, please write the disposition information on page two next to the charge in question. However, if the case(s) has been sealed or expunged, please send a copy of the court order mandating such action.

A self-addressed envelope has been enclosed for your convenience or you may fax the requested information to (904) 337-7950. If you have any questions regarding this request, please write to the address above or call me at (904) 337-0037.

Sincerely,

John P. Papadopoulos  
Deputy Specialist  
Concealed Weapon Section  
Bureau of License Issuance



U. S. Department of Justice

Pardon Attorney

---

Washington, D.C. 20530

MAR 28 2002

The Honorable Robert Wexler  
Member, U.S. House of Representatives  
2500 North Military Trail  
Boca Raton, Florida 33431

Dear Congressman Wexler:

We have received your letter of December 11, 2001 (your document No. 377474 df) enclosing a pardon petition from Marvin Robert Foster. I apologize for the delay in replying, but due to increased security measures for mail addressed to government agencies, your letter was received in my office on March 27, 2002.

We have opened a clemency file for Mr. Foster and will communicate directly with him concerning its processing. Thank you for your interest in this matter.

Sincerely,

*Roger C. Adams*

Roger C. Adams  
Pardon Attorney

COMMITTEE ON  
INTERNATIONAL RELATIONS



130405  
COMMITTEE ON  
THE JUDICIARY

RECEIVED  
JAN 22 2 34 PM '02  
ROBERT WEXLER

CONGRESS OF THE UNITED STATES  
HOUSE OF REPRESENTATIVES

April 17, 2002

19TH DISTRICT, FLORIDA

Mr. Andrew Foiss  
Asst. Attorney General  
Department of Justice  
Room 1603  
Washington, D.C. 20530

Dear Mr. Foiss:

IN REPLY PLEASE REFER TO  
DOCUMENT NUMBER: 377474 df

The attached letter was recently received in my office and is forwarded to you for your consideration.

I would appreciate your assistance in this matter and I welcome any comments you might be able to provide that would help me in formulating a response to my constituent's inquiry.

Thank you in advance for your attention to my request.

Sincerely,

  
Robert Wexler

RW:df  
Enclosure

213 CANNON BUILDING  
WASHINGTON, D.C. 20515  
(202) 225-3001  
(202) 225-5974 FAX

2500 NORTH MILITARY TRAIL  
SUITE 100  
BOCA RATON, FL 33431  
(561) 988-6302  
(561) 988-6423 FAX

MARGATE CITY HALL  
5790 MARGATE BLVD  
MARGATE, FL 33063  
(954) 972-6454  
(954) 974-3191 FAX





EXECUTIVE  
ASSISTANT

DEPARTMENT OF THE TREASURY  
BUREAU OF ALCOHOL, TOBACCO AND FIREARMS  
WASHINGTON, D.C. 20226

APR 4 2002

Honorable Robert Wexler  
Member of Congress  
2500 North Military Trail  
Suite 100  
Boca Raton, Florida 33431

Dear Mr. Wexler:

This is in response to your letter dated February 5, 2002, to the Bureau of Alcohol, Tobacco and Firearms (ATF) on behalf of your constituent, Mr. Marvin R. Foster. Mr. Foster has requested your assistance in obtaining restoration of his Federal firearms privileges.

Under the provisions of the Gun Control Act of 1968 (GCA), convicted felons and certain other persons are prohibited from possessing firearms. (See 18 U.S.C. § 922(g).) The GCA, however, provides the Secretary of the Treasury with the authority to grant relief from this disability where the Secretary determines that the person is not likely to act in a manner dangerous to the public safety. (See 18 U.S.C. § 925(c).) The Secretary delegated this authority to ATF.

Since October 1992, ATF's annual appropriation has prohibited the expending of any funds to investigate or act upon applications for relief from Federal firearms disabilities. This restriction is located in Pub. L. No. 107-67, 115 Stat. 514, which contains ATF appropriations for fiscal year 2002. As long as this provision is included in current ATF appropriations, the Bureau cannot act upon applications for restoration of Federal firearms privileges submitted by individuals.

Honorable Robert Wexler

Furthermore, the restriction contained in Pub. L. No. 107-67 does not change your constituent's status as a prohibited person. Mr. Foster is still prohibited from possessing, receiving, transporting, or shipping firearms under Federal law.

Based on the documentation provided, it appears that your constituent has petitioned for a pardon from the Department of Justice Pardon Attorney's Office. Therefore, given the current restrictions on the Bureau's restoration program, we advise that Mr. Foster continue to pursue this process as an avenue to regain restoration of his Federal firearms privileges.

We hope this information is helpful in responding to your constituent. Please let me know if we can be of further assistance.

Sincerely yours,

**SIGNED BY  
LEWIS P. RADEN**

Lewis P. Raden  
Executive Assistant to the Director  
Legislative Affairs



U. S. Department of Justice

Pardon Attorney

---

Washington, D.C. 20530

MAY 23 2002

The Honorable Robert Wexler  
U.S. House of Representatives  
Washington, D.C. 20515

Dear Congressman Wexler:

This responds to your letter of April 17, 2002, with enclosures, concerning the pardon application filed by your constituent, Marvin Robert Foster. Your letter and enclosures have been made a part of his clemency file.

Mr. Foster's application for pardon is under consideration. As we noted in our March 28, 2002, letter to your Boca Raton office, we have been in contact with Mr. Foster. The processing time for a pardon application can be lengthy, and we can give no assurance that final action will be taken by the President within a particular time frame. Accordingly, we are unable to advise you when Mr. Foster may expect a decision on his application. He will be notified promptly, however, when a final decision is made.

Sincerely,

Roger C. Adams  
Pardon Attorney